

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.**

In the Matter of:)	
)	
Request for Waiver)	
)	CC Docket No. 02-6
by)	
)	
Suffolk Cooperative Library System)	
Bellport, NY)	

TO: Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

Suffolk Cooperative Library System ("Suffolk"), Billed Entity # 123894, respectfully requests the Federal Communications Commission ("FCC" or "Commission") grant it a Waiver of the FY2018 Form 471 filing deadline for FCC Form 471 Application #181042338. This Request for Waiver is made pursuant to 54.719 through 54.723 of the Commission's rules.¹

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¹ 47 C.F.R. §§ 54.719–54.723

STATEMENT IN SUPPORT OF WAIVER

Shortly after the deadline for posting a timely Form 470 for Erate Funding Year 2018 Suffolk received a letter from Global Technology Associates, Inc., its long-time vendor of firewall services, stating the company would be going out of business as of May 31, 2018. (A copy of the letter is attached hereto as Exhibit A). This necessitated the posting of late Form 470 #180031222, which was filed On March 2, 2018. However, needing to be in compliance with the 28 day waiting period before conducting an evaluation and entering into a legally binding agreement meant missing the FY2018 Form 471 deadline of March 22, 2018. Suffolk was unable to conduct its evaluation, select a vendor, get the necessary approvals and enter into a legally binding agreement until April 4, 2018 and Form 471 #181042338 was submitted that same date; the application was certified on April 5, 2018. Suffolk's other FY2018 Form 471 was timely filed, so a filing deadline waiver is being requested only for the funding requests in Form 471 #181042338.

The Commission has repeatedly reiterated its authority under 47 C.F.R. §1.3 to waive rules for good cause shown and may exercise its discretion to waive a rule where the particular facts make strict compliance inconsistent with the public interest. See, *Northeast Cellular Telephone Co. v. FCC*, 897 F.2d 1164, 1166 (D.C. Cir. 1990). Additionally, the Commission may take into account considerations of hardship, equity, or more effective implementation of overall policy on an individual basis. *WAIT Radio v. FCC*, 418 F.2d 1153, 1159 (D.C. Cir. 1969); *Northeast Cellular*, *supra*.

Since the circumstances that gave rise to this Request for Waiver were unforeseeable and unexpected, and since Form 471 #181042338 was certified within 14 days after the close of

the FY2018 Window, Suffolk respectfully requests the Commission to grant it a Waiver of the filing deadline and allow Form 471 #181042338 considered for funding as though timely filed within the Window. Suffolk did its best to comply with all E-rate rules and intends no fraud, abuse or waste of program funds. Under the circumstances, a Waiver from the Commission will best serve the public interest and the interests of the patrons of the Suffolk Cooperative Library System.

Thank you for your consideration.

/s/ Linda Schreckinger Sadler

On behalf of Educational Funding Group, Inc.
E-rate Consultant Suffolk Cooperative Library System